

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION

IRMA GARZA) (
Plaintiff) (
) (
VS.) (CIVIL ACTION NO.
) (7:18-cv-267
THE CITY OF EDINBURG,) (
TEXAS, RICHARD MOLINA,) (
DAVID TORRES, JORGE) (
SALINAS AND GILBERT) (
ENRIQUEZ) (
Defendants) (

ORAL AND VIDEOTAPED DEPOSITION OF
MYRA GARZA
APRIL 24, 2019

ORAL AND VIDEOTAPED DEPOSITION OF MYRA GARZA,
produced as a witness at the instance of the PLAINTIFF,
taken in the above styled and numbered cause on
April 24, 2019, between the hours of 4:06 p.m. and 5:39
p.m., reported stenographically by JOHN W. FELLOWS,
Certified Court Reporter No. 3335, in and for the State
of Texas, at the offices of GUERRA, LEEDS, SABO &
HERNANDEZ, PLLC, 10213 North 10th Street, McAllen,
Texas, pursuant to the Federal Rules of Civil Procedure
and any provisions stated on the record or attached
therein.

EXHIBIT 1

BRYANT & STINGLEY, INC.
Harlingen (956) 428-0755 **McAllen (956) 618-2366**

16:32 1 A. Correct.

16:32 2 Q. About the potential terminations?

16:32 3 A. Correct.

16:32 4 Q. So that was different, would you say, than the

16:32 5 other two elections?

16:32 6 A. In that aspect, yes.

16:32 7 Q. Okay.

16:32 8 A. Yes.

16:32 9 Q. And -- so you mentioned several names:

16:32 10 Ponciano Longoria was one of them, correct?

16:32 11 A. Correct.

16:32 12 Q. Now, were you aware or did you ever become

16:32 13 aware of an allegation that there was a list of

16:33 14 individuals that were -- that were being specifically

16:33 15 targeted for termination by Mayor Molina?

16:33 16 A. I did hear about a list, although I never saw

16:33 17 it, and I'm not sure where that comment --

16:33 18 Q. Okay.

16:33 19 A. -- originated from.

16:33 20 Q. You never saw a list, but you heard about a

16:33 21 list?

16:33 22 A. Correct.

16:33 23 Q. Okay. Now, did they say it was a written list

16:33 24 or list in somebody's head; do you know?

16:33 25 A. I can't say for certain --

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16:33 1 Q. Okay.

16:33 2 A. -- whether it was a written list. I don't
16:33 3 think it was a list in someone's head.

16:33 4 Q. So you're saying there was an actual physical
16:33 5 list of names --

16:33 6 A. I think there might have been an actual
16:33 7 physical list. But that's just an assumption on my
16:33 8 part.

16:33 9 Q. And who were the people that were on this list?

16:33 10 MR. AGUILAR: Objection, speculation.

16:33 11 Q. What is your understanding of who was on the
16:33 12 this list?

16:33 13 A. Okay. So my understanding on the list was,
16:33 14 myself; Irma; Ramiro Gomez; the city manager.

16:34 15 Q. Richard Hinojosa?

16:34 16 A. Richard Hinojosa.

16:34 17 Q. Uh-huh.

16:34 18 A. Who else? Finance director.

16:34 19 Q. Who was that?

16:34 20 A. Asencion Alonzo. Who else? Who did I say
16:34 21 already? Can you repeat?

16:34 22 Q. Yourself.

16:34 23 A. Myself.

16:34 24 Q. Irma Garza.

16:34 25 A. Correct.

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16:47 1 Q. Okay.

16:47 2 A. -- to make that move.

16:47 3 Q. Did you speak to Richard Molina about this
16:47 4 move?

16:47 5 A. When he -- when he addressed it, yeah, I did.
16:48 6 When he addressed it -- because the first time he
16:48 7 called me that he needed to meet with me was the same
16:48 8 day that he told me.

16:48 9 Q. Who's he that you --

16:48 10 A. Richard Molina -- Richard Hinojosa. Oh, I'm
16:48 11 sorry. Did you say did I speak to Richard Hinojosa or
16:48 12 Molina?

16:48 13 Q. Molina.

16:48 14 A. Negative. I did not.

16:48 15 Q. Never?

16:48 16 A. No.

16:48 17 Q. Okay. Did you speak to any of the other
16:48 18 council members about that?

16:48 19 A. About making the move?

16:48 20 Q. Yes.

16:48 21 A. I did speak to Jorge Salinas. He -- he,
16:48 22 pretty much, told me that -- that for me -- because I
16:48 23 had -- when the election happened and there was this
16:48 24 hearsay of this list, I asked him point blank, Am I on
16:48 25 that list?

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16:48 1 And they said, I'm not sure what list
16:48 2 you're talking about. So then I -- I told him, Okay.
16:48 3 What's going to happen? So he said, Don't worry about
16:48 4 it, you know. I've got your back, you know. Don't
16:48 5 worry about anything. So I said, Okay.

16:48 6 Q. What else did he tell you?

16:48 7 A. That he appreciated, you know, that I was very
16:49 8 honest and -- and I treated them all with respect and
16:49 9 that I conducted the election very fairly, that I was
16:49 10 very neutral, that I was very helpful. And -- and
16:49 11 that's, pretty much, it. And then he just said, you
16:49 12 know, for me not to worry.

16:49 13 Q. Any other council members you spoke to about
16:49 14 this?

16:49 15 A. That I did speak to Gilbert Enriquez about the
16:49 16 transfer, and then I did speak to Molina about whether
16:49 17 or not it was still going to be city secretary.

16:49 18 Q. What did Gilbert Enriquez tell you?

16:49 19 A. He said that -- that, you know, for me not to
16:49 20 worry about it, and that the transfer was a good move
16:49 21 for EDC.

16:49 22 Q. Did he tell you why it was necessary to
16:49 23 transfer you or remove you from the position of city
16:49 24 secretary?

16:49 25 A. He said because of -- there was changes,

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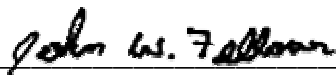
REPORTER'S CERTIFICATION
ORAL AND VIDEOTAPED DEPOSITION OF
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I, JOHN W. FELLOWS, Certified Court Reporter, certify that the witness, MYRA GARZA, was duly sworn by me, and that the transcript is a true and correct record of the testimony given by the witness on April 24, 2019; that the deposition was reported by me in stenograph and was subsequently transcribed under my supervision;

Pursuant to Federal Rule 30(5)(e)(2), a review of the transcript was requested.

I FURTHER CERTIFY that I am not a relative, employee, attorney or counsel of any of the parties, nor a relative or employee of such attorney or counsel, nor am I financially interested in the action.

WITNESS MY HAND on this the _____ day of _____, 2019.



JOHN W. FELLOWS, Texas CSR 3335
Expiration Date: 04-30-21
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